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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

China Energy Corporation
Plaintiff

vs.

Case No. 3:13-CV-562-MMD-VPC

Alan Hill, et al
Defendants

Elena Sammons
Michael Sammons
Third-party Plaintiffs

vs.

COR Clearing
Third -Party Defendant

**MOTION FOR LEAVE TO FILE "SECOND
AMENDED THIRD PARTY COMPLAINT"**

Comes the Defendant, Michael Sammons, pro se, and moves this Honorable Court to allow the filing of a Second Amended Third-Party Complaint pursuant to FRCP Rule 15, *if the Court deems it necessary*, to clarify that the relief sought by the Third-Party Plaintiffs ("TP-P") is solely a declaratory judgment as framed by the Court in its Order of June 13, 2013, denying COR's motion to dismiss or strike, Dkt. 226:

“the Sammons request a declaratory judgment specifying that, but for the Third-Party Defendants’ errors, the Sammons would have properly dissented to CEC’s stock split.” Order at page 2.

The TP-P do not seek damages. They do not seek any other declaratory judgment(s). They do not seek additional relief other than costs and any other relief the Court might deem appropriate for a declaratory judgment case (such as attorney fees).

WHEREFORE, consistent with (a) Count 1 of the original Complaint, Dkt. 2, which seeks only a declaratory judgment, (b) the Court’s Order of June 13, 2014 correctly framing the declaratory relief sought by the TP-P, and (c) as well as numerous uncontested statements of the TP-P in various filings that they are only seeking a declaratory judgment and not damages:

if necessary, therefore, the TP-P move for leave to file a Second-Amended Complaint if the Court deems it necessary to clarify that the TP-P seek *only* declaratory relief.

Respectfully submitted,

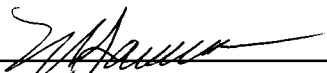

Michael Sammons, pro se

I join in the above motion.

Elena Sammons

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was mailed or emailed to all parties this the 17 day of Sept, 2014.



Michael Sammons, pro se